

Entered - 5-17-01 - sb
CL - 01L0314 - GWENDOLYN BURNS

CLAIM OF: LATONYA GRIER
2156 Pointview Drive #K
East Point, Georgia 30344

01-*R*-0934

For damages alleged to have been sustained as a result of a vehicular accident on March 8, 2001 at Sawtell Avenue, SE.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **LATONYA GRIER** the sum of **\$1,044.69** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of a vehicular accident on March 8, 2001 at Sawtell Avenue, SE as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY *Robert N. G. Dec*

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0314

Date: June 15, 2001

Claimant /Victim LATONYA GRIER
BY: (Atty) (Ins. Co.) _____
Address: 2156 Pointview Drive, #K, East Point, Georgia 30344
Subrogation: _____ Claim for Property damage \$ 1,044.69 Bodily Injury \$ _____
Date of Notice: 5/11/01 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 _____ X Ante Litem (6 Mo.) _____ X
Date of Occurrence 3/8/01 Place: Sawtell Avenue, SE & McDonald Boulevard, SE
Department PUBLIC WORKS Division Solid Waste Services
Employee involved Randames M. Colon isciplinary Action: Drug Testing & Defensive Drive Class

NATURE OF CLAIM: Claimant alleges that her vehicle sustained damage when it was rear ended by a sanitation vehicle that was "following too closely". The City employee was cited for same.

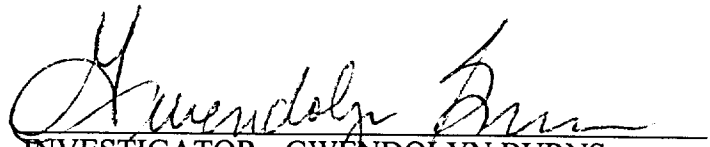
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other X
Traffic citations issued: City Driver X Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable _____
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,044.69 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 06-15-01
Committee Action: _____ Council Action _____

RECEIVED MAY 11 2001

Burns

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES 08/14/01

Today's Date: March 27, 2001

ENTERED - 5-17-01 - SB
0110314 - GWEN BURNS

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 1,044.69 property and/or \$ bodily injury for which I contend the City is liable.

1. Date of incident: March 8, 2001 (month/day/year) 2. Time of Incident: 8:00am 3. Police called: Yes ☒ No ☐

4. Location of incident (including street address): Sawtell Dr.

5. Name of your insurance company: Progressive Policy No.

6. State what and how incident occurred: I was sitting at a railroad crossing waiting for the train to exit the track just before the train cleared, I felt a hard bump, and at that time I realized the dump truck had hit my car.

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: Chevrolet Corsica 1993 Latonya Grier
(Make) (Year) (Tag Number) (Driver's Name)
City vehicle: Colon Radames Martin
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: (Name) (Address) (Telephone Number)

10. The acknowledgment of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Latonya Grier
Signature of Claimant

Latonya Grier
(Print Claimant's Name)
256 Pointview Dr. # K
(Address)
East Point, Ga. 30344
(City, State and Zip Code)
(4) 756-5787 (4) 763-2791
(Work Number) (Home Number)

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 01L0314

\$ 1,044.69

IN CONSIDERATION of the sum of TEN HUNDRED AND FORTY-FOUR AND 69/100
DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged,
I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City,
its officers and employees, from any and all claims, demands, actions, causes of action, suits, damages, loss and
expenses, of whatsoever kind or nature for or on account of anything that has heretofore occurred, and particularly
for or on account of a vehicular accident
which occurred on or about the 8th day of March, 2001,
at or near Sawtell Avenue, SE

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 12th day of June, 20 01.

Latonya Grier (LS)
LATONYA GRIER

The above release was read and explained to, and signed by the said Latonya Grier

in our presence on the date above written.

LaTisha G. Dear
LaTisha G. Dear
WITNESSES

01- R -0934